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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

SECURITIES AND EXCHANGE COMMISSION, Plaintiff, vs. NANCY R. HEINEN, Defendant.	Case No. C-07-2214 (JF) **CERTIFICATION OF NON-PARTY INTERESTED ENTITIES OR PERSONS**

Pursuant to Local Rule 3-16, plaintiff Securities and Exchange Commission ("Commission") hereby submits its Certification of Non-party Interested Entities or Persons.

Defendant Nancy R. Heinen is also a defendant in *In re Apple Derivative Litigation*, which concerns numerous alleged instances of improper options backdating at Apple over an eight-year period, including the two instances at issue in this lawsuit. As a result, the parties to that litigation

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may have an interest that could be substantially affected by the outcome of the Commission's action against Heinen. Aside from that, the Commission is not aware of any other non-parties who have a financial interest in, or may be substantially affected by, the outcome of this case.

DATED: August 27, 2007

Respectfully Submitted,

/s/ Mark P. Fickes
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